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Attorneys for the State of Alaska

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA**

NORTHERN DYNASTY MINERALS
LTD., *et al.*,

Plaintiffs,

v.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY, *et al.*,

Defendants,

and

UNITED TRIBES OF BRISTOL BAY,
et al.,

Intervenor-Defendants.

Case No. 3:24-cv-59-SLG

CONSOLIDATED

LEAD CASE

STATE OF ALASKA,
Plaintiff,

v.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY,
Defendant,

and

TROUT UNLIMITED, *et al.,*
Intervenor-Defendants.

ILIAMNA NATIVES LTD., *et al.,*
Plaintiffs,

v.

ENVIRONMENTAL PROTECTION
AGENCY, *et al.,*
Defendants,

and

BRISTOL BAY ECONOMIC
DEVELOPMENT CORPORATION, *et al.,*
Intervenor-Defendants.

Case No. 3:24-cv-84-SLG

CONSOLIDATED

Case No. 3:24-cv-132-SLG

CONSOLIDATED

**STATE OF ALASKA'S MOTION
FOR LEAVE TO FILE EXCESS PAGES**

The State of Alaska moves for leave to file a 44-page opening brief.

1. Under the local rules, an opening brief is limited to 35 pages or 10,000 words.¹

2. The State's request for nine additional pages is reasonable given the complexity and significance of the legal issues presented, the substantial size of the administrative record (which covers more than 512,000 pages), the extensive regulatory history leading up to the final agency action, and the profound importance of the case to the State and the people of Alaska.

3. The Court has granted the State of Alaska leave to file similar length briefs in other complex administrative law cases.²

4. The State has conferred with the other parties. The plaintiffs in the other cases and all of the Intervenor do not oppose the motion. The United States declined to take a position on the motion, stating that it was "reserv[ing] [its] position" until after the State filed its motion.

For these reasons, the Court should grant the State's motion for leave to file excess pages.

¹ L.R. 7.4(a)(1), 16.3(c)(6).

² See, e.g., *Alaska v. Newland*, 3:23-cv-7-SLG, Dkts. 15-17 (granting the State leave to file a 14,000 word brief); *Alaska v. DOI*, 3:22-cv-78-SLG Dkts. 37-39 (granting the State leave to file a 13,000 word brief); see also *Alaska v. United States*, 3:21-cv-221-SLG, Dkts. 24-1, 26 (granting a 14,000 word limit in the briefing order in a quiet title action).

DATED: October 3, 2025

Respectfully Submitted,

By: /s/ J. Michael Connolly

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CERTIFICATE OF SERVICE

I certify that on October 3, 2025, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, serving all counsel of record.

/s/ J. Michael Connolly
J. Michael Connolly